

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

FC 2014-095056

04/23/2015

HONORABLE BETHANY G. HICKS

CLERK OF THE COURT

I. Ostrander

Deputy

IN RE THE MATTER OF
ROBERT JOHN NICAISE JR.

ROBERT JOHN NICAISE JR.
1753 E BROADWAY RD #101
TEMPE AZ 85282

AND

APARNA SUNDARAM

MARY KAY GRENIER

DR. JOHN SCIALLI
4647 N 32ND STREET
SUITE 260
PHOENIX AZ 85018

NOTICE TO PETITIONER/RESPONDENT: If you have a protected address, you must contact the person appointed below and provide contact information within ten (10) days of the date of this minute entry.

**APPOINTMENT OF MENTAL HEALTH EXPERT FOR COURT-ORDERED
INDEPENDENT PSYCHOLOGICAL EVALUATION**

IT IS ORDERED appointing a mental health expert to perform an independent psychological examination of Father.

IT IS FURTHER ORDERED that within 24 hours of receipt of this minute entry order Father shall contact the mental health expert listed below to schedule an appointment or appointments, as determined by the mental health expert, for an independent psychological examination. The examination is for the purpose of assisting the Court in determining whether Father has a psychological condition or disorder that will negatively affect his ability to be a fit

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and proper parent to the young child. The mental health expert shall prepare a written report not later than 30 days after completing her examination of Father. The mental health expert is:

Dr. John Scialli
Phone: (602) 224.9888

IT IS FURTHER ORDERED that the mental health expert shall notify the Court and counsel, or the parties if not represented by counsel, immediately upon receipt of this order if he will not accept this appointment. Acceptance of the appointment indicates the capability of complying with the terms of the order.

IT IS FURTHER ORDERED that the children's Best Interests Attorney may contact Dr. Scialli for the purpose of sharing any information the Best Interests Attorney has about the child's special needs. The purpose of this order is to allow Dr. Scialli to consider the child's individual needs when he assesses Father's ability to care for him.

IT IS FURTHER ORDERED that, at the request of the mental health expert, Father shall execute any release or consent necessary to authorize the mental health expert's access to other clinical/therapeutic records related to Father's behavioral health issues.

This matter is not currently set for hearing.

The mental health expert serves the Court in this case; therefore, Father shall not be considered a patient of the mental health expert. There is no confidentiality relating to Father's communications with/to the mental health expert or concerning the mental health expert's examination or recommendations.

The mental health expert's fees shall be paid 100 percent by Father subject to further orders of the Court. Fees and costs shall be payable at the time of the first appointment or as directed by the mental health expert.

- Evidence. The written report of the mental health expert may be received in evidence without the necessity of any foundation and without any objection to hearsay statements contained therein.
- Testimony. Each party shall have the right to call the mental health expert as a witness.

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- Immunity. The mental health expert has immunity in accordance with Arizona law as to all acts undertaken pursuant to and consistent with the appointment order of the Court.

Any alleged impropriety or unethical conduct by the mental health expert shall be brought to the attention of the Court in writing within seven days after that party has determined that such conduct has occurred. Failure to advise the Court as required above may result in contempt proceedings being initiated against the complaining party and that party's attorney.

IT IS FURTHER ORDERED signing this minute entry as a formal order of this Court pursuant to Rule 81 (D), *Arizona Rules of Family Law Procedure*.

DATED this 23rd day of April 2015.

/S/ HONORABLE BETHANY G. HICKS

HONORABLE BETHANY G. HICKS
JUDICIAL OFFICER OF THE SUPERIOR COURT

All parties representing themselves must keep the Court updated with address changes. A form may be downloaded at: <http://www.superiorcourt.maricopa.gov/SuperiorCourt/Self-ServiceCenter>.